(1) (3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (CHHATTISGARH)

Single Bench

WRIT PETITION NO. 387 OF 2006

PETITIONER

M/s Prem Prakash through its Partner Prem Prakash Wassan, S/o Late Jagdish Lal Wassan, aged about 66 years, Resident of Wassan Chaal, Korba, Tah. & Dist. Korba (Chhattisgarh)

VERSUS

RESPONDENTS

P.R. No. 387/06 Presented on 23/4/06 dated

1. General Manager, M/s Bharat Aluminium Co. Ltd.,Balconagar KORBAr (Chhattisgarh)

2. Additional District Judge Korba Being designated Appropriate Authority in the matter of the Reference of Disputes of Arbitration under provisions Of Arbitration & Conciliation Act, 1996, District Korba (CG)

WRIT PETITION UNDER ARTICLES 226 & 227 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF CERTIORARI, MANDAMUS, PROHIBITION AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

XI-HC-22

(40)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

मामला क्रमांक WRNO 387/06 सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

19-4-2006

Shri Manindra Shrivastava, Sr. Advocate, with Shri Anand Verma, counsel for the petitioner.

It is pointed out that earlier a civil revision bearing No.432/2002 was filed which was withdrawn vide order dated 21-10-2005, in view of the decision of the Apex Court in the case of ***Konkan Railway Corporation Limited vs. Rani Construction (P) Ltd.*** reported in ***(2002) 2 SCC 388***, with liberty to file the writ petition. Thereafter, the instant petition was filed.

Heard.

Learned Sr. Counsel submitted that in view of the judgment of the Apex Court in the case of ***SBP & Co. vs. Patel Engineering Ltd. and another*** reported in ***(2005) 8 SCC 618***, whereby the judgment in the case of ***Konkan Railway Corporation Limited vs. Rani Construction (P) Ltd.*** reported in ***(2002) 2 SCC 388*** has been over-ruled, the petitioner wants to withdraw this petition with liberty to revive the civil revision.

Accordingly, the writ petition is disposed of as withdrawn with liberty to revive the civil revision No. 432/2002.

Certified copy as per rules.

Sd/-
Fakhruddin
Judge

HP/-

[पीछे देखिये